

### **Remarks/Arguments:**

#### **Information Disclosure Statement**

The reference listed in the specifications, viz., U.S. Patent D346,473, has been cited by the Examiner on form PTO-892. Therefore, an information disclosure statement is not included.

#### **Drawings**

The drawings are objected to under 37 C.F.R. 1.98 (b). The “open end” and “closed end” of the claims were asserted to be not shown in the drawings. The claims have been amended and every feature specified in the claims is clearly shown in the drawings.

#### **Claims Rejection**

The claims of the application were rejected under 35 USC §112, first and second paragraph. The basis of the rejection is the use of the terms “open end” and “closed end.” The specification and claims are amended to more clearly set forth applicants invention.

In particular, it is noted that the preferred embodiment employs a continuous (single piece) of spring steel wire. [Page 7, lines 19-20 of the specification]. It is stated that “The carrier of this invention is best understood by considering sections or members of the body...” [Page 7, lines 17-18 of the specification. It is believed that the use of the alternative term “members” in the specification has lead to some confusion. Consequently, this term is being deleted and the more easily understood term “section” is now used throughout the specification.

To further clarify the description of the invention, better terms are now used in place of closed-end member, closed end, open-end member and open end.

Since the wire is continuous what was called “closed-end member” or “closed end” is now called straight-line section 13. The straight-line section 13 is clearly described and shown in the drawings. The straight-line section 13 has a centerline 18 (shown in Fig. 8) and fits in the slot 59 of the handle 5. [Page 8, lines 2-3 and lines 9-10 and page 12, line 6-9 and page 13, lines 14-15].

Additionally, since the wire is continuous from a first end 15 to a second end 16, with the legs 40 and 36 along a common center line 17 and spaced apart to form an open section 14, what was called “open-end member” and “open member” are more appropriately called an open section.

The term section is not new to this application. Further, the straight-line section 13 and open section 14 are clearly shown in the drawings and described in the specification. Thus, it is respectfully submitted that new matter has not been added to the application.

Consistent with the use of better terms which more accurately describe the invention shown in the drawings and set forth in the specification, the claims and abstract are being amended to incorporate these terms.


### Claim Rejection

It is noted that the Examiner did not find art that anticipated or made obvious applicant's invention. It is submitted that the claims presently in the application, which have more definitive terms, are similarly not anticipated or obvious.

Consideration of the amendment and claims and allowance of the claims are respectfully requested.

Date: July 12, 2005

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Edwin L. Hartz", with a stylized flourish at the end.

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